

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

MICHAEL S. SUBENKO
Plaintiff(s)

v.

CIVIL ACTION NO. 04-10023-GAO

COMMONWEALTH OF MASSACHUSETTS, ET AL
Defendant(s)

JUDGMENT IN A CIVIL CASE

O'TOOLE, D.J.

G **Jury Verdict.** This action came before the court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

X **Decision by the Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

Pursuant to the court's order, dated November 10, 2004, the respondents' motion to dismiss the petition for a writ of habeas corpus for the reason that it is time-barred under 28 USC section 2244(d) is GRANTED. The petition is DISMISSED WITH PREJUDICE. (Copy of judgment mailed out to petitioner).

TONY ANASTAS,
CLERK OF COURT

Dated: 11/12/04

By Paul S. Lyness
Deputy Clerk

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(Judgment Civil.wpd - 11/98)

[jgm.]

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[jgm.]